

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE		PAGE OF PAGES 1 2		
2. AMENDMENT/MODIFICATION NO. 038		3. EFFECTIVE DATE 03/25/2009		4. REQUISITION/PURCHASE REQ. NO. 09EM000435		5. PROJECT NO. (If applicable)	
6. ISSUED BY EMCBC U.S. Department of Energy EM Consolidated Business Center 250 E. 5th Street, Suite 500 Cincinnati OH 45202		CODE 03001		7. ADMINISTERED BY (If other than Item 6) EMCBC U.S. Department of Energy EM Consolidated Business Center 250 E. 5th Street, Suite 500 Cincinnati OH 45202		CODE 03001	
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code) WEST VALLEY NUCLEAR SERVICES COMPANY LLC Attn: Tony Harris West Valley Environmental Services 10282 Rock Springs Road WEST VALLEY NY 141719799				(x)			9A. AMENDMENT OF SOLICITATION NO.
							9B. DATED (SEE ITEM 11)
				X			10A. MODIFICATION OF CONTRACT/ORDER NO. DE-AC30-07CC30000
							10B. DATED (SEE ITEM 11) 06/29/2007
CODE 056946452		FACILITY CODE		11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS			

☐ The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers ☐ is extended, ☐ is not extended.
Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods: (a) By completing Items 8 and 15, and returning _____ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGEMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)
See Schedule

Net Increase: \$9,100,000.00

13. THIS ITEM ONLY APPLIES TO MODIFICATION OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.

CHECK ONE X	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A. FAR 52.243-2 Changes - Cost Reimbursement
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).
	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
	D. OTHER (Specify type of modification and authority)

E. IMPORTANT: Contractor ☒ is not, ☐ is required to sign this document and return _____ 0 _____ copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

Tax ID Number: 94-1381538

DUNS Number: 056946452

Incorporation of updated List B orders and directives.

Subj to Retent: N

This modification provides incremental funding , in the amount of \$9,100,000.00 for the sole and specific purpose of funding for West Valley Pension Plan and shall be deposited into the West Valley Pension Plan trust no later than March 31, 2009.

Continued ...

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print)		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Derrick J. Franklin	
15B. CONTRACTOR/OFFEROR _____ (Signature of person authorized to sign)	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA Signature on File _____ (Signature of Contracting Officer)	16C. DATE SIGNED 03/25/2009

CONTINUATION SHEET

REFERENCE NO. OF DOCUMENT BEING CONTINUED

DE-AC30-07CC30000/038

PAGE

OF

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NAME OF OFFEROR OR CONTRACTOR

WEST VALLEY NUCLEAR SERVICES COMPANY LLC

ITEM NO. (A)	SUPPLIES/SERVICES (B)	QUANTITY (C)	UNIT (D)	UNIT PRICE (E)	AMOUNT (F)
00002	Delivery: 03/25/2009 Delivery Location Code: 03004 EMCBC - West Valley U.S. Department of Energy West Valley Demonstration Project 10282 Rock Springs Road West Valley NY 14171-9799 FOB: Destination Period of Performance: 06/29/2007 to 06/30/2011 Add Item 00002 as follows: FOR OFFICIAL USE ONLY Pension payment to WVES Pension payment to WVES Obligated Amount: \$9,100,000.00 Amount: \$3,025,517.00 Accounting Info: cc30000 Fund: 01751 Appr Year: 2009 Allottee: 33 Report Entity: 490809 Object Class: 25200 Program: 1111003 Project: 0001078 WFO: 0000000 Local Use: 0000000 Funded: \$3,025,517.00 Amount: \$122,741.00 Accounting Info: cc30000 Fund: 01250 Appr Year: 2009 Allottee: 33 Report Entity: 490809 Object Class: 25200 Program: 1111139 Project: 0001079 WFO: 0000000 Local Use: 0000000 Funded: \$122,741.00 Amount: \$5,951,742.00 Accounting Info: cc30000 Fund: 01751 Appr Year: 2009 Allottee: 33 Report Entity: 490809 Object Class: 25200 Program: 1111004 Project: 0001080 WFO: 0000000 Local Use: 0000000 Funded: \$5,951,742.00 Pension payment to WVES of \$9.1M CC30000 CO Mary Jane Scouten				9,100,000.00